

10/773,997

13868-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:) Group Art Unit: Unknown
BUSNARDO et al.) Examiner: Unknown
Serial No.: 10/773,997)
Filing Date: February 6, 2004)
For: **BASKET ASSEMBLY FIXTURE**)

RESPONSE TO NOTICE

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn.: Licensing and Review

RECEIVED
JUN 22 2004
LICENSING & REVIEW

Dear Sir:

In response to the Notice mailed May 11, 2004, Applicants hereby submit the enclosed Property Rights Statement, together with a copy of the Notice. Should there be any questions regarding this response or the enclosed Property Rights Statement, please do not hesitate to contact the undersigned at the telephone number listed below.

No fees are believed to be due in connection with the filing of this document. However, if this belief is in error, the Commissioner is authorized to charge any fee required for the filing of this document to Deposit Account No. 19-2090.

Respectfully submitted,
SHELDON & MAK

Date: June 14, 2004

By: Michael Fedrick

Michael Fedrick
Reg. No. 36,799

SHELDON & MAK
225 South Lake Avenue, Suite 900
Pasadena, California 91101
626/796-4000

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In the application of:) Group Art Unit: Unknown
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PROPERTY RIGHTS STATEMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
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Dear Sir:

We, Rick Busnardo, a citizen of the United States residing at 4697 Rose Drive, Oceanside, CA 92056, and Robert Hill, a citizen of the United States residing at 3907 Bedford Avenue, Oceanside, CA 92054, declare:

That we made and conceived this invention while employed by Southern California Edison;

That the invention is related to the work we are employed to perform and was made within the scope of our employment duties;

That the invention was made during our working hours and with the use of facilities, equipment, materials, funds, information and services of Southern California Edison; and

That to the best of our knowledge and belief the invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States

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Atomic Energy Commission or its successors, the Energy Research and Development Administration or the Department of Energy.

The undersigned inventors declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Date: 6/10/2004 By: Rick Busnardo
Rick Busnardo

Post Office Address: 4697 ROW 6 DRIVE
OCEANSIDE, CALIF, 92056

Date: 6/8/04 By: Robert Hill
Robert Hill

Post Office Address: 3907 BEDFORD AVE
OCEANSIDE CA 92056.



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/773,997	02/06/04	BUSNARDO, ET AL.	13868-1

SHELDON & MAK, INC.
9TH FLOOR
225 SOUTH LAKE AVENUE
PASADENA, CA 91101

EXAMINER	
ART UNIT	PAPER NUMBER

PATENT & TRADEMARK OFFICE
DATE MAILED: **MAILED**

MAY 11 2004

**IF NO RESPONSE TO THIS NOTICE IS RECEIVED WITHIN FORTY-FIVE DAYS, A
FORMAL REQUIREMENT WILL BE ISSUED** **LICENSING & REVIEW**
Due: 6/25/2004

The subject matter of this application appears to:

☒ be "useful in the production or utilization of special nuclear material or atomic energy" as recited in 42 U.S.C. 2182 (Department of Energy (DOE)).

☐ "have significant utility in the conduct of aeronautical and space activities" as recited in 42 U.S.C. 2457 (National Aeronautics and Space Administration (NASA)).

Accordingly, no patent can issue on this application unless applicant(s) file a statement (under oath or in the form of a declaration as provided by 37 CFR 1.68) setting forth (1) the full facts concerning the circumstances under which the invention was made and conceived and (2) the relationship (if any) of the invention to the performance of any work under any contract or other arrangement with the Agency(ies) noted above. On the reverse side of this form is an example of an acceptable format for this statement. The language appearing in paragraphs III and/or IV of the example *must* appear if applicant is attempting to establish that no relationship (under item 2 above) exists.

If the invention disclosed in this application was developed under a contract, grant or cooperative agreement between the Agency indicated above and a person, small business or non-profit organization and rights to the invention have been determined by specific reference to 35 U.S.C. 202 in the contract, grant or cooperative agreement, then applicant need not submit the statement described above. Instead, applicant may file a verified statement (under oath or in the form of a declaration, 37 CFR 1.68) setting forth the information required by 35 U.S.C. 202(c)(6).

IF NO STATEMENT HAS BEEN RECEIVED WITHIN FORTY-FIVE DAYS OF THE MAIL DATE INDICATED ABOVE, a formal requirement for statement will then be issued. No provision is made for extension of the statutory thirty-day period for response to the formal requirement and the penalty for failure to file an acceptable and timely statement is abandonment of the application. Therefore, applicants are strongly encouraged to submit a statement at this time in order to avoid the issuance of a formal requirement.

IT IS IMPORTANT TO NOTE that the statement must accurately represent the property rights situation of the claimed invention if and when the application is found allowable. Thus, if during prosecution before the examiner, the claimed invention is so altered or the property rights situation so changed as to impact the accuracy of a statement submitted earlier, a supplemental statement must be filed. Failure to submit such additional information where appropriate may be considered a false representation of material facts and render the patent owner vulnerable to loss of patent rights and other sanctions as set forth in the statutes. The PTO will not review allowed applications for this possibility. The responsibility for complying with the statutes rests with the applicants.

Any questions regarding this requirement should be directed to Licensing and Review at (703) 306-4191.

**PLEASE DIRECT ALL COMMUNICATIONS RELATING TO THIS MATTER TO THE
ATTENTION OF LICENSING AND REVIEW**

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FROM

SHELDON & MAK

ATTORNEYS

CORPORATE CENTER

225 SOUTH LAKE AVENUE, 9TH FLOOR
PASADENA, CALIFORNIA 91101

TO

ATTN LICENSING AND REVIEW
COMMISSIONER FOR PATENTS
P O BOX 1450
ALEXANDRIA VA 22313-1450

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